

EXPRESS MAIL EM56612474605

Customer No. 24498

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Document Description: Petition for Review by the Office of Petitions

PTO/SB/64 (07-09)

Approved for use through 07/31/2012. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
PU050068

First named inventor: Justin Picard

Application No.: 10/585,396

Filed: July 6, 2006

Art Unit: 2435

Examiner: Hosuk Song

Title: TECHNIQUES FOR DETECTING, ANALYZING, AND USING VISIBLE AUTHENTICATION PATTERNS

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional

1. Petition Fee

- ☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Application claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity-fee \$ 1620.00 (37 CFR 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of Petition to Revive & Payment of Issue Fee (identify type of reply):

- ☐ has been filed previously on _____.
- ☒ is enclosed herewith.

- B. The issue fee and publication fee (if applicable) of \$ 1810.00

- ☐ has been paid previously on _____.
- ☒ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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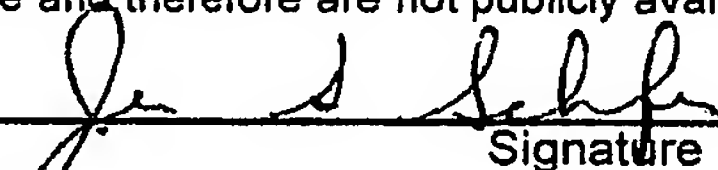
3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.



Signature
Jerome G. Schaefer

Type or Printed name
Thomson Licensing LLC, 2 Independence Way

Address
P.O. Box 5312 Princeton, NJ 08543-5312

Address

February 18, 2011

Date
50,800

Registration Number, If applicable
609/734-6451

Telephone Number

Enclosures:

- ☒ Fee Payment
- ☐ Reply
- ☐ Terminal Disclaimer Form
- ☐ Additional sheets containing statements establishing unintentional delay
- ☒ Other: Issue Fee Transmittal with payment of \$1810.00 via deposit account no. 07-0832.

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
- ☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

February 18, 2011

Date



Signature

Margaret Paslowski

Typed or printed name of person signing certificate



Serial No. 10/585,396

PATENT
PU050068
Customer No. 24498

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Picard et al.
Serial No. : 10/585,396
Filing Date : July 6, 2006
For : Techniques for Detecting, Analyzing, and
Using Visible Authentication Patterns

PETITION FOR REVIVAL OF PATENT APPLICATION ABANDONED
UNINTENTIONALLY UNDER 37 CFR §1.137(b) AND PAYMENT OF ISSUE
FEE

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Notice of Abandonment mailed on 11 February 2011 for failure to designate a Deposit Account Number on the Issue Fee Payment relating to the above-identified, Applicant hereby submits the following:

- 1) Petition for Revival of an Application For Patent Abandoned Unintentionally Under 37 CFR §1.137(b);
- 2) Copy of Issue Fee Payment Sheet dated 28 January 2011 with Deposit Account Number 07-0832 inserted; and
- 3) Copy of Notice of Abandonment dated 11 February 2011.

Applicant herein re-submits the Issue Fee Payment paperwork, which now includes Deposit Account 07-0832 for Payment of the Issue Fee, along with a Petition to Revive under 37 CFR §1.137(b). Applicant respectfully submits that the failure to properly designate a Deposit Account number on the Issue Fee Payment form dated 28 January 2011 was fully unintentional. Applicant respectfully requests acceptance of the Issue Fee payment via Deposit Account No. 07-0832 and a withdrawal of the Notice of Abandonment based on granting of the attached petition to revive the above-identified unintentionally abandoned patent application.

Serial No. 10/585,396

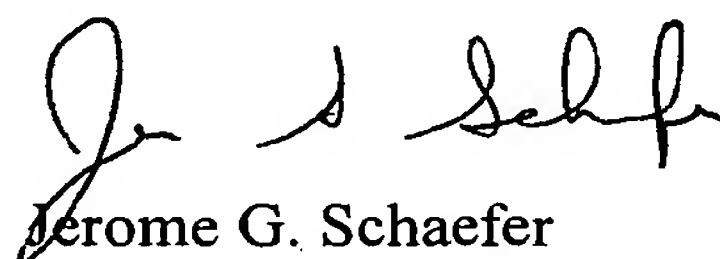
PATENT
PU050068
Customer No. 24498

Please charge the following fees to Deposit Account No. 07-0832:

- 1) Petition to Revive Application Fee of **\$1620.00**;
- 2) Issue Fee payment of **\$1810.00**; and
- 3) Any other fee associated with this request.

Please charge any additional fees and credit any overpayments to Deposit Account No. 07-0832. A duplicate copy of this letter is enclosed.

Respectfully submitted,
Justin Picard
Jian Zhao



Jerome G. Schaefer
Attorney for Applicant
Registration No. 50,800
(609) 734-6451

THOMSON Licensing LLC
PO Box 5312
Princeton, NJ 08543-5312

DATE: 18 FEB 2011
(Letter In Duplicate)



Serial No. 10/585,396

PATENT
PU050068
Customer No. 24498

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Picard et al.
Serial No. : 10/585,396
Filing Date : July 6, 2006
For : Techniques for Detecting, Analyzing, and
Using Visible Authentication Patterns

PETITION FOR REVIVAL OF PATENT APPLICATION ABANDONED
UNINTENTIONALLY UNDER 37 CFR §1.137(b) AND PAYMENT OF ISSUE
FEE

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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Serial No. 10/585,396

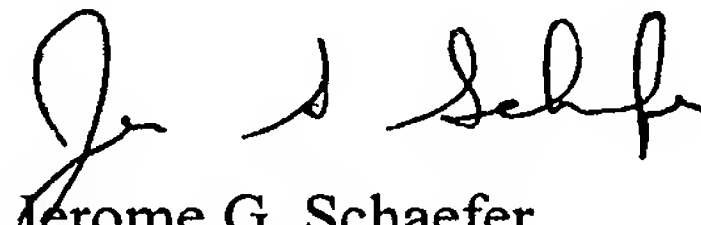
PATENT
PU050068
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Respectfully submitted,
Justin Picard
Jian Zhao



Jerome G. Schaefer
Attorney for Applicant
Registration No. 50,800
(609) 734-6451

THOMSON Licensing LLC
PO Box 5312
Princeton, NJ 08543-5312

DATE: 18 FEB 2011
(Letter In Duplicate)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

PU050068

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/585,396	07/06/2006	Justin Picard	PU050068	2523

7590 02/11/2011
Robert D. Shedd, Patent Operations
THOMSON Licensing LLC
P.O. Box 5312
Princeton, NJ 08543-5312

RECEIVED

FEB 16 2011

USPatOPS

EXAMINER	
SONG, HOSUK	
ART UNIT	PAPER NUMBER
2435	
MAIL DATE	DELIVERY MODE
02/11/2011	PAPER

Notice of Abandonment

This application is abandoned in view of:

1. ☐ The applicant's failure to timely file a proper reply to the Office letter mailed on _____.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission date _____), which is after the expiration of the period for reply (including a total extension of _____ month(s)) which expired on _____.
 - (b) ☐ No reply has been received.
2. ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission date _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☒ The submitted fee of \$ 0 is insufficient. A balance of \$ 1810 is due.
The issue fee required by 37 CFR 1.18 is \$ 1510.
The publication fee, if required by 37 CFR 1.18(d), is \$ 300.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawing have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ Drawings received on _____ were disapproved by examiner. See examiner's response dated _____.
7. ☐ Corrected drawings were received on _____, which is after the expiration of the one-month period for reply set in examiner's response dated _____.
8. ☐ No corrected drawings have been received in reply to one-month period set in examiner's response dated _____.
9. ☒ The reason(s) below: no deposit account number

Petitions to revive under 37 CFR 1.137(a) or (b), or request to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

(571)-272-4200 or 1(888)-786-0101
Patent Publication Branch
Office of Data Management

LIVE STATUS IN MMT
TAKE ACTION

Event	NOTE ABANDONMENT
Deadline	/
Entered	12 16/02/11



Attachment to Notice of Abandonment

**For questions concerning the notice contact
Office of Patent Publication
Image Assistance Center: 888-786-0101.**

Information is also available on the USPTO Internet web site:
<http://www.uspto.gov/web/patents/pubs/abandonnotice.html>

Respond to the Notice of Abandonment by one of the following:

1. Petition To Withdraw Holding of Abandonment (See MPEP 711.03(c) I and 37 CFR § 1.181) No fee required

Where an applicant contends that the application is not in fact abandoned (e.g., a reply was in fact filed), a petition under 37 CFR § 1.181(a) requesting withdrawal of the holding of abandonment is the appropriate course of action. Any petition under 37 CFR § 1.181 to withdraw the holding of abandonment not filed within 2 months of the mail date of a Notice of Abandonment may be dismissed as untimely under 37 CFR § 1.181(f). In order for a petition to be granted, the evidence must be sufficient according to 37 CFR § 1.8(b) Certificate of Mailing 37 CFR § 1.10 "Express Mail" mailing or MPEP 503 Postcard Receipt as Prima Facie Evidence. The petition should be addressed as follows:

By mail: Mail Stop: Issue Fee, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450
By facsimile: 571-273-8300

2. Petition To Withdraw Holding Of Abandonment Based On Failure To Receive Office Action (MPEP 711.03(c) II and 37 CFR § 1.181). No fee required

Where an applicant contends that the original Notice of Allowance and Fee(s) Due was never received, if adequately supported, the Office may grant the petition and remail the Office action. The showing required establishing non-receipt of an Office communication must include a statement from the practitioner stating that the Office communication was not received and attesting to the fact that a search of the file jacket and docket records indicates that the Office communication was not received. A copy of the docket record where the nonreceived Office would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement.

Petition should be addressed to the Technology Center handling the application as follows:

By mail: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450
By facsimile: 571-273-8300

3. Petition To Revive An Abandoned Application (See MPEP 711.03(c) III)

Where there is no dispute as to whether an application is abandoned (e.g., the applicant's contentions merely involve the cause of abandonment) a petition under 37 CFR § 1.137 (a) or (b) (accompanied by the appropriate petition fee) is necessary to revive the abandoned application. The text of these rules is available on the USPTO Internet Web site. Forms for these petitions, "Petition For Revival Of An Application For Patent Abandoned Unavoidably Under 37 CFR § 1.137(a)," PTO/SB/61, and "Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b)," PTO/SB/64, are available in the forms section of the USPTO website: <http://www.uspto.gov>.

Petitions under 37 CFR § 1.137 should be addressed to the Office of Petitions as follows:

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Note: Abandonment takes place by operation of law for failure to reply to an Office action or timely pay the issue fee, not by operation of the mailing of a Notice of Abandonment



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
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PU050068

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/585,396

07/06/2006

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FEB 16 2011

USPatOPS

EXAMINER

SONG, HOSUK

ART UNIT

PAPER NUMBER

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MAIL DATE

DELIVERY MODE

02/11/2011

PAPER

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